

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Cypher, et al.

Serial No. 10/601,402

Filed: June 23, 2003

For: Multiprocessing System Employing  
Address Switches to Control Mixed  
Broadcast Snooping and Directory  
Based Coherency Protocols  
Transparent to Active Devices



Group Art Unit: 2187  
Examiner: Jesse David Diller

Atty. Dkt. No. 5181-99401

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addressed to: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, on the date indicated below:

Rory D. Rankin  
Registered Representative

February 28, 2006

Date

Signature

**TERMINAL DISCLAIMER TO OBVIATE**  
**A DOUBLE PATENTING REJECTION OVER**  
**A PENDING SECOND APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. SUN MICROSYSTEMS, INC. is the owner of all rights in the captioned application.

2. As sole owner in the captioned application, SUN MICROSYSTEMS, INC. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Serial No. 10/136,619 titled "SHARED MEMORY MULTIPROCESSING SYSTEM EMPLOYING MIXED BROADCAST SNOOPING AND DIRECTORY BASED COHERENCY PROTOCOLS" filed on May 1, 2002. SUN MICROSYSTEMS, INC. hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the

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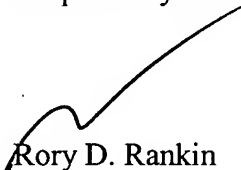
3. In making the above disclaimer, SUN MICROSYSTEMS, INC. does not disclaim the terminal part of any patent granted on the captioned patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

4. The undersigned is an attorney of record.

5. A Fee Authorization form for the Terminal Disclaimer fee under 37 CFR 1.20(d) is included.

If the Fee Authorization form is missing or is deficient, the Commissioner is authorized to charge any fees which may be required, or credit any overpayment, to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505\5181-99401.

Respectfully submitted,

  
Rory D. Rankin  
Reg. No. 47,884  
Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN,  
KOWERT & GOETZEL, P.C.  
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Austin, Texas 78767-0398  
(512) 853-8800

Date: February 28, 2006

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**FEE AUTHORIZATION**

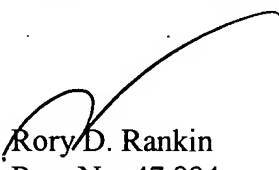
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Attorney Docket No.: 5181-99401

The Commissioner is also authorized to charge any extension fee or other fees which may  
be necessary to the same account number.

Respectfully submitted,

  
Rory D. Rankin  
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Attorney for Applicant(s)

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